

## REMARKS

In the foregoing amendments, claim 1 was canceled, and claims 2-9 were added to the application. Claims 2-9 are the only claims pending in the application at this time.

The Official action sets forth a single rejection of claim 1 under 35 U.S.C. § 102(e) as being anticipated by U.S. patent No. 6,522,342 of Gagnon et al. (Gagnon). The Official action stated that Gagnon discloses in Fig. 1 a display device (134) for a work machine, wherein the display device for displaying information is installed in the work machine in such a manner as to be directed toward outside of the work machine.

Applicant respectfully submits that the teachings of Gagnon do not disclose or suggest the invention as set forth in new claims 2-9 within the meaning of 35 U.S.C. §102 or 35 U.S.C. §103.

In particular, the teachings of Gagnon do not disclose or suggest a display device for a construction machine, where a memory device arranged within the construction machine that stores data concerning a construction site, and a processing device that provided that retrieves the data stored in the memory device; and a data display screen arranged on the construction machine in such a manner that the data concerning the construction site retrieved by the processing device is displayed toward an outside of the construction machine, as required in new claim 2. Similarly, the teachings of Gagnon do not disclose or suggest a display system for construction machines

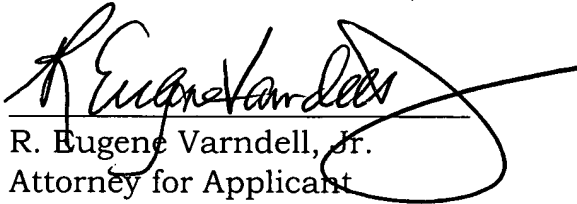
that is adapted for a construction site where a plurality of construction machines are in operation, the plurality of construction machines are connected through a communication apparatus so as to enable transmission and reception of data among the construction machines; one of the plurality of construction machines is designated as a leader machine, and remaining construction machines are designated as follower machines; data concerning the construction site is transmitted from the leader the follower machines via the communication apparatus; and a data display screen is provided on at least one of the construction machines in such a manner that the data concerning the construction site is displayed toward an outside of the construction machine, as required in claim 6.

In addition, the teachings of Gagnon do not disclose or suggest that the data concerning the construction site comprises data in a work process chart setting forth scheduled works to be done and work performance results; or that a measuring instrument for measuring noise levels in the construction site is provided on the construction machine, and the noise levels measured by the measuring instrument are stored in the memory device; or that a measuring instrument for measuring toxic substance concentrations in the construction site is provided in the machine, and the toxic substance concentrations measured by the measuring instrument are stored in the memory device, as required in claims 3-5 and 7-9.

Based on the above, applicant respectfully requests that the examiner reconsider and withdraw the prior art rejection of applicant's claimed invention based on the teachings of Gagnon. In view of the foregoing amendments and remarks, favorable consideration and a formal allowance of claims 2-9 are respectfully requested. While it is believed that the present response places the application in condition for allowance, should the examiner have any comments or questions, it is respectfully requested that the undersigned be telephoned at the below listed number to resolved any outstanding issues.

In the event this paper is not timely filed, applicant hereby petitions for an appropriate extension of time. The fee therefor, as well as any other fees which may become due, may be charged to our deposit account No. 22-0256.

Respectfully submitted,  
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